

Resume

The aim of this thesis is to examine local referendums, mainly focusing on the Local Referendums Act which regulates this issue. This thesis consists of an introduction, six chapters which follow the systematics of the Act, conclusion and an appendix. In the introduction this thesis gives the definition of local referendums and deals with the history of this institution of direct democracy in the Czech Republic. The first chapter is devoted to the right of participation in a local referendum. The second chapter deals with the admissibility of a local referendum, it defines the conditions under which a local referendum should be held, matters in which the local referendum may be held and limitations of a local referendum. The third chapter describes the process of calling of the local referendum, which can be called in two ways - by the own decision of the municipal authorities or by the municipal authorities after the proposal of the preparatory committee. Particular attention is devoted to a local referendum called on the proposal of the preparatory committee, conditions that must be met by the preparatory committee, including the rules of collecting the signatures and the number of required signatures on the signature sheets. The fourth chapter focuses on the conditions that must be met for valid and binding results of the local referendum and the desirable conduction of the municipal authorities, for which the results of the local referendum are binding. Appendix of this thesis also deals with the validity, and the table it contains shows the dependency of the validity and binding effect of the local referendums on the size of the municipality in which the local referendum is held. The fifth chapter is devoted to the judicial protection of local referendum, both prior and subsequent, including the possibility of filing a cassation complaint. The sixth chapter reviews the experience of members of some preparatory committees and the effects of local referendums on political events in the community. The conclusion is devoted to the lessons learned from the study of literature and case-law related to local referendums. In conclusion are also defined the problems which aren't solved in Local Referendums Act, but there is the necessity to resolve them as soon as possible.